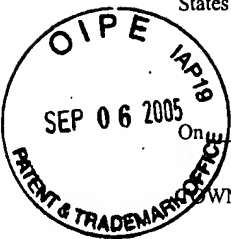


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PATENT
Attorney Docket No.: 16869B-082900US
Client Ref. No.: HAL 281



TOWNSEND and TOWNSEND and CREW LLP

By: _____

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Kenji Yamagami

Application No.: 10/627,507

Filed: July 25, 2003

For: Method and Apparatus for
Synchronizing Applications for Data
Recovery Using Storage Based Journaling

Customer No.: 20350

Confirmation No. 3250

Examiner: Meng Ai T An

Technology Center/Art Unit: 2126

PRELIMINARY AMENDMENT
SUBMITTED WITH PETITION TO
MAKE SPECIAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In connection with the Petition to Make Special submitted herewith, please enter the following amendments and remarks:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 9 of this paper.